IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF MARYLAND

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* * MDL No. 04-MD-15863 *
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* Civil No. JFM-04-494
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* Civil No. JFM-04-496
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VADEHERA Civil No. JFM-04-498 v. JANUS CAPITAL GROUP, INC. et al. GOLDSTEIN et al. Civil No. JFM-04-499 v. JANUS CAPITAL GROUP INC. et al. BERNSTEIN Civil No. JFM-04-500 v. JANUS CAPITAL MGMT. LLC et al. SYLVESTER Civil No. JFM-04-502 JANUS CAPITAL GROUP, INC. et al. ETSEN et al. Civil No. JFM-04-504 v. JANUS FUND et al. CORWIN Civil No. JFM-04-505 v. BAILEY et al.

MORRIS Civil No. JFM-04-506 v. JANUS CAPITAL MGMT. LLC et al. PFLUGATH et al. Civil No. JFM-04-509 v. BEAR STEARNS CO., INC et al. PESTONE Civil No. JFM-04-510 v. JANUS CAPITAL GROUP, INC. et al. WORMLEY et al. Civil No. JFM-04-511 v. JANUS CAPITAL GROUP, INC. et al. ORLANDI et al. Civil No. JFM-04-512 v. JANUS BALANCED FUND et al. **BAILEY** Civil No. JFM-04-514 v. JANUS CAPITAL MGMT. LLC et al.

HAIG et al.	*
111 110 et ut.	* Civil No. JFM-04-515
v.	*
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JANUS FUND et al.	*
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NOLTE et al.	*
THE ET ET WIT	*
v.	* Civil No. JFM-04-516
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JANUS FUND et al.	*
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TEPFER	*
	* Civil No. JFM-04-517
v.	*
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JANUS CAPITAL GROUP, INC. et al.	*
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STEINBERG et al.	*
	* Civil No. JFM-04-518
v.	*
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JANUS CAPITAL MGMT., LLC et al.	*
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KIDWELL et al.	*
MD WEDE Cr ur.	*
V.	* Civil No. JFM-04-519
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JANUS CAPITAL GROUP, INC. et al.	*
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TSETSEKOS	*
ISEISEROS	* Civil No. JFM-04-521
V.	*
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JANUS CAPITAL GROUP, INC. et al.	*
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JONES Civil No. JFM-04-533 v. STRONG FIN. MGMT. CORP. et al. **PAINTER** Civil No. JFM-04-534 v. STRONG CAPITAL MGMT., INC. et al. STONE Civil No. JFM-04-536 v. STRONG ADVISOR COMMON STOCK FUND et al. STARR et al. Civil No. JFM-04-559 v. PUTNAM INVESTMENT MGMT., INC. et al. SAUNDERS et al. Civil No. JFM-04-560 v. PUTNAM AMERICAN GOVERNMENT INCOME FUND et al. TROUTMAN et al. Civil No. JFM-04-562 v. PUTNAM AMERICAN GOVERNMENT INCOME FUND et al.

JAFFE Civil No. JFM-04-563 v. PUTNAM AMERICAN GOVERNMENT INCOME FUND et al. ZUBER et al. Civil No. JFM-04-564 v. PUTNAM INVESTMENT MGMT. LLC et al. * GURNO et al. Civil No. JFM-04-565 v. PUTNAM AMERICAN GOVERNMENT INCOME FUND et al. DUBIN et al. Civil No. JFM-04-566 v. PUTNAM INVESTMENT MGMT. LLC et al. * SCHULMAN et al. Civil No. JFM-04-568 v. PUTNAM AMERICAN GOVERNMENT INCOME FUND et al.

MANISKAS et al. Civil No. JFM-04-569 v. PUTNAM AMERICAN GOVERNMENT INCOME FUND et al. GARFIELD Civil No. JFM-04-572 v. PUTNAM AMERICAN GOVERNMENT INCOME FUND et al. **ENGELER** Civil No. JFM-04-573 v. PUTNAM INVESTMENT TRUST et al. FORSEE Civil No. JFM-04-615 v. JANUS FUND et al. ARCHINACO Civil No. JFM-04-616 v. JANUS CAPITAL GROUP, INC. et al. ARMENTANO Civil No. JFM-04-617 v. JANUS FUND et al.

LANG et al. Civil No. JFM-04-626 v. JANUS FUND et al. SILVERMAN Civil No. JFM-04-627 v. JANUS CAPITAL GROUP, INC. et al. KAUFMAN et al. Civil No. JFM-04-628 v. JANUS CAPITAL GROUP, INC. et al. FRIEDMAN et al. Civil No. JFM-04-807 v. JANUS CAPITAL GROUP, INC. et al. MARTINI Civil No. JFM-04-808 v. JANUS CAPITAL GROUP, INC. et al. BROWN Civil No. JFM-04-809 v. JANUS CAPITAL GROUP, INC. et al.

McKEOWN Civil No. JFM-04-810 v. JANUS FUND et al. **STRAITS** Civil No. JFM-04-811 v. JANUS CAPITAL GROUP, INC. et al. BIGGS et al. Civil No. JFM-04-812 v. JANUS FUND et al. GOODMAN et al. Civil No. JFM-04-813 v. JANUS CAPITAL GROUP, INC. et al. HARCLERODE et al. Civil No. JFM-04-815 v. JANUS CAPITAL GROUP, INC. et al. VANN et al. Civil No. JFM-04-816 v. JANUS CAPITAL GROUP, INC. et al.

KLEIN Civil No. JFM-04-817 v. JANUS CAPITAL GROUP, INC. et al. CALDERON Civil No. JFM-04-824 v. AMVESCAP PLC et al. HELM et al. Civil No. JFM-04-826 v. JANUS FUND et al. DELLAVALLE Civil No. JFM-04-829 PUTNAM AMERICAN GOVERNMENT INCOME FUND et al. KITTY v. Civil No. JFM-04-833 JANUS CAPITAL GROUP, INC. et al. D'AGOSTINO Civil No. JFM-04-834 v. PUTNAM INVESTMENTS TRUST et al.

TAYNE Civil No. JFM-04-835 v. PUTNAM INVESTMENTS TRUST et al. SICHRA Civil No. JFM-04-836 v. PUTNAM INVESTMENT FUND et al. YAMEEN et al. Civil No. JFM-04-837 v. PUTNAM INVESTMENT MGMT. LLC et al. * CLEMENT et al. Civil No. JFM-04-840 v. PUTNAM VOYAGER FUND et al. IOAKIM et al. Civil No. JFM-04-841 v. PUTNAM INVESTMENT MGMT. LLC et al. * MARKS Civil No. JFM-04-842 v. PUTNAM OTC & EMERGING GROWTH FUND et al.

D'AGOSTINO-GANNON Civil No. JFM-04-844 v. PUTNAM INVESTMENTS TRUST et al. BASEMAN Civil No. JFM-04-845 v. PUTNAM INVESTMENT MGMT. LLC et al. * **PULEO** Civil No. JFM-04-846 v. "PUTNAM FUNDS" et al. PFEFFER et al. Civil No. JFM-04-853 v. JANUS FUND et al. BERNSTEIN Civil No. JFM-04-861 v. FRED ALGER MGMT. INC., et al. IRA et al. Civil No. JFM-04-866 v. JANUS CAPITAL MGMT. LLC et al.

WEINRIB Civil No. JFM-04-868 v. JANUS CAPITAL GROUP, INC. et al. WAXMAN Civil No. JFM-04-869 v. JANUS CAPITAL GROUP, INC. et al. **VLADIMIR** Civil No. JFM-04-872 v. JANUS CAPITAL MGMT. LLC et al. STRASBERG et al. Civil No. JFM-04-873 JANUS FUND et al. **DUKE** Civil No. JFM-04-875 v. JANUS CAPITAL MGMT. LLC et al. DEMAYO Civil No. JFM-04-876 v. ALGER SMALL PORTFOLIO et al.

DIEMER Civil No. JFM-04-878 v. JANUS FUND et al. HENZEL Civil No. JFM-04-881 v. ALGER SMALL PORTFOLIO et al. CORBETT et al. Civil No. JFM-04-883 v. MARSH & MCLENNAN CO., INC. et al. **ZUCKER** Civil No. JFM-04-884 PUTNAM AMERICAN GOVERNMENT INCOME FUND et al. **BUHS** v. Civil No. JFM-04-885 FRED ALGER MGMT., INC. et al. ETTINGER Civil No. JFM-04-886 v. JANUS CAPITAL GROUP, INC. et al.

BONIME Civil No. JFM-04-887 v. PUTNAM AMERICAN GOVERNMENT INCOME FUND *et al.* WALSH Civil No. JFM-04-888 v. MARSH & MCLENNAN CO., INC. et al. **MINTZ** Civil No. JFM-04-889 PUTNAM AMERICAN GOVERNMENT INCOME FUND et al. BILLMAN Civil No. JFM-04-891 v. FRED ALGER MGMT., INC. et al. RYAN et al. Civil No. JFM-04-893 v. PUTNAM AMERICAN GOVERNMENT INCOME FUND et al. GARFIELD Civil No. JFM-04-894 v. FRED ALGER MGMT., INC. et al.

FOSTER et al. Civil No. JFM-04-897 v. PUTNAM INVESTMENTS TRUST et al. FRIEDMAN Civil No. JFM-04-899 v. ALGER SMALL PORTFOLIO et al. NEEYAF DISTRIBUTING Civil No. JFM-04-903 v. ALGER SMALL PORTFOLIO et al. **JOHNSON** Civil No. JFM-04-907 PUTNAM AMERICAN GOVERNMENT INCOME FUND *et al.* JOHNSON v. Civil No. JFM-04-910 ALGER SMALL PORTFOLIO et al. CROCKET Civil No. JFM-04-911 v. ALGER SMALL PORTFOLIO et al.

GOLDFARB Civil No. JFM-04-912 v. PUTNAM AMERICAN GOVERNMENT INCOME FUND et al. IOZZO et al. Civil No. JFM-04-915 v. PUTNAM INVESTMENTS TRUST et al. WEINER et al. Civil No. JFM-04-916 PUTNAM INVESTMENTS TRUST et al. FINKELSON-REECE Civil No. JFM-04-919 v. PUTNAM INVESTMENT TRUST et al. SAYEGH Civil No. JFM-04-1171 v. JANUS CAPITAL CORP. et al. **FEDERMAN** Civil No. JFM-04-1172 v. PUTNAM AMERICAN GOVERNMENT INCOME FUND et al.

VOLIN Civil No. JFM-04-1279 v. JANUS CAPITAL GROUP, INC. et al. SEGEL et al. Civil No. JFM-04-1283 v. PUTNAM FUNDS et al. DENENBERG Civil No. JFM-04-1284 v. PUTNAM INVESTMENT MGMT., INC. et al. * **ADAMS** Civil No. JFM-04-1307 PUTNAM AMERICAN GOVERNMENT INCOME FUND et al. 1199 SEIU GREATER NEW YORK PENSION FUND et al. Civil No. JFM-04-1621 v. MARSH & MCLENNAN CO., INC. et al. **KLEIN** Civil No. JFM-04-1770 v. HILL

WIEGAND Civil No. JFM-04-1771 v. HILL et al. FREDERIC IAN FISCHBEIN PC AMENDED/RESTATED EMPLOYEE BENEFIT TRUST DATED 12/1/84 Civil No. JFM-04-1873 v. MARSH & MCLENNAN CO., INC. et al. CITRON et al. Civil No. JFM-04-1921 v. PACIFIC INVESTMENT MGMT. CO. et al. KAPOOR Civil No. JFM-04-1922 v. BARCOCK et al. ALEXANDER Civil No. JFM-04-1923 v. BABCOCK et al. MCBRIDE et al. Civil No. JFM-04-1924 v. ALLIANZ DRESDNER ASSET MGMT. OF AMERICA, LP et al.

EDWARD I. SEGEL IRA et al. Civil No. JFM-04-1925 v. ALLIANZ DRESDNER ASSET MGMT. OF AMERICA, LP et al. KAUFMAN Civil No. JFM-04-1926 v. PIMCO STOCKSPLUS FUND et al. ANTHONY WAYNE CREDIT ADJUSTORS Civil No. JFM-04-1927 v. ALLIANZ DRESDNER ASSET MGMT. OF AMERICA, LP et al. STACKLER et al. Civil No. JFM-04-1928 v. ALLIANZ DRESDNER ASSET MGMT. OF AMERICA, LP et al. COMBINED WELFARE FUND et al. Civil No. JFM-04-1933 v. ALLIANZ DRESDNER ASSET MGMT. OF AMERICA, LP et al.

SHAHI et al. Civil No. JFM-04-2605 v. PUTNAM, LLC PARTHASARATHY Civil No. JFM-04-3798 v. RS DIVERSIFIED GROWTH FUND et al. **BEAL** Civil No. JFM-05-1086 v. VARIABLE ANNUITY LIFE INSURANCE CO. et al. **PRESS** Civil No. JFM-05-2221 v. PUTNAM INVESTMENT FUNDS et al. WIGGINS Civil No. JFM-04-818 v. JANUS CAPITAL GROUP, INC., et al. LEPERA v. Civil No. JFM-04-814 INVESCO FUNDS GROUP, INC. et al.

RAVER Civil No. JFM-04-820 v. INVESCO FUNDS GROUPS, INC. et al. FATTAH et al. Civil No. JFM-04-821 v. INVESCO ADVANTAGE HEALTH SCIENCES FUND et al. EHRLICH et al. Civil No. JFM-04-823 INVESCO ADVANTAGE HEALTH SCIENCES FUND et al. GORSUCH et al. Civil No. JFM-04-825 v. INVESCO FUND GROUP, INC. et al. LOWINGER et al. Civil No. JFM-04-905 v. INVESCO ADVANTAGE HEALTH SCIENCES FUND et al.

RUSSO Civil No. JFM-04-914 v. INVESCO ADVANTAGE HEALTH SCIENCES FUND et al. **BILSKI** Civil No. JFM-04-1159 v. AIM INTERNATIONAL FUNDS, INC. et al. **GALLO** Civil No. JFM-04-1276 v. INVESCO FUNDS GROUP, INC. et al. **BALLAGH** Civil No. JFM-04-1277 v. INVESCO FUNDS GROUP, INC. et al. GOODMAN Civil No. JFM-04-1278 v. INVESCO FUNDS GROUP, INC. et al. WEINRIB v. Civil No. JFM-04-1297 INVESCO FUND GROUP, INC. et al.

CLANCY Civil No. JFM-04-1303 v. INVESCO ADVANTAGE HEALTH SCIENCES FUND et al. WALDSMN Civil No. JFM-04-821 v. INVESCO FUNDS GROUP, INC. et al. KRAMER Civil No. JFM-04-1454 AMVESCAP PLC et al. VONDER HAAR et al. Civil No. JFM-04-1483 v. INVESCO FUNDS GROUP, INC. et al. **ESSENMACHER** Civil No. JFM-04-2271 v. INVESCO FUND GROUP, INC. et al. **PERENTESIS** v. Civil No. JFM-05-2401 **AIM INVESTMENTS**

 MCGRAW
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 v.
 * Civil No. JFM-05-2876

 AIM ADVISORS, INC. et al.
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 BERDAT et al.
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 v.
 * Civil No. JFM-06-1561

 INVESCO FUNDS GROUP, INC. et al.
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ORDER

For the reasons stated in the opinion entered on October 19, 2007, in the above-captioned cases, it is, this 24th day of January, 2008

ORDERED

1. Defendant's Omnibus Motion to Dismiss is granted in part and denied in part to the extent and for the reasons set forth in the October 19, 2007 opinion.

<u>/s/</u>

J. Frederick Motz

United States District Judge